

THURSDAY, MARCH 8, 2012

FIFTY-NINTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by Reverend Dr. J. Michael Ripski, First United Methodist Church, Lebanon, TN.

Representative Pody led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 91

Representatives present were Alexander, Armstrong, Brooks H, Brooks K, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 91

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Bass; personal

Representative Butt; personal

Representative Favors; personal

Representative Gilmore; business

Representative Powers;

Representative Pruitt;

Representative Swann;

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 587 Rep(s). Cobb as prime sponsor(s).

House Joint Resolution No. 614 Rep(s). D. Miller and Ragan as prime sponsor(s).

House Joint Resolution No. 738 Rep(s). Faison as prime sponsor(s).

House Joint Resolution No. 749 Rep(s). McDonald as prime sponsor(s).

House Bill No. 984 Rep(s). C. Johnson as second prime sponsor(s).

House Bill No. 1038 Rep(s). K. Brooks as prime sponsor(s).

House Bill No. 1824 Rep(s). Fitzhugh as prime sponsor(s).

House Bill No. 2326 Rep(s). Ragan, Keisling and Shipley as prime sponsor(s).

House Bill No. 2436 Rep(s). Faison, Casada, Eldridge, Butt, White, Halford, Holt, Sanderson and Keisling as prime sponsor(s).

House Bill No. 2461 Rep(s). Shepard and Pitts as prime sponsor(s).

House Bill No. 2534 Rep(s). White as prime sponsor(s).

House Bill No. 2655 Rep(s). Sparks as prime sponsor(s).

House Bill No. 2776 Rep(s). McCormick as prime sponsor(s).

House Bill No. 2848 Rep(s). Hardaway as prime sponsor(s).

House Bill No. 2888 Rep(s). Coley as prime sponsor(s).

House Bill No. 3214 Rep(s). C. Johnson as prime sponsor(s).

House Bill No. 3341 Rep(s). Parkinson as prime sponsor(s).

House Bill No. 3342 Rep(s). J. Turner as prime sponsor(s).

House Bill No. 3432 Rep(s). Sexton, Hardaway, Wirgau, Todd, Ragan, Harmon, Roach, Pitts, Curtiss, Shepard, K. Williams, Marsh, Towns, Floyd, P. Johnson, Favors, Swann, Montgomery, McManus, Sargent, D. Miller, Lundberg, Haynes, Elam and C. Johnson as prime sponsor(s).

House Bill No. 3514 Rep(s). R. Williams as prime sponsor(s).

House Bill No. 3621 Rep(s). Casada as prime sponsor(s).

House Bill No. 3717 Rep(s). Elam as prime sponsor(s).

House Bill No. 3808 Rep(s). Evans as prime sponsor(s).

House Bill No. 3830 Rep(s). Hardaway as prime sponsor(s).

SPONSORS REMOVED

On motion, Representative(s) Maggart was/were removed as sponsor(s) of **House Bill No. 1431**.

On motion, Representative(s) Lundberg was/were removed as sponsor(s) of **House Bill No. 1824**.

On motion, Representative(s) Pitts was/were removed as sponsor(s) of **House Bill No. 3457**.

**SIGNED
March 6, 2012**

The Speaker announced that she had signed the following: Senate Bill(s) No(s). 65, 882, 2220 and 2385.

**ENROLLED BILLS
March 6, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 2480, 2500, 2547, 2729 and 3135; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**ENROLLED BILLS
March 6, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolution(s) No(s). 565, 660, 684, 685, 687, 688, 689, 691, 692, 693, 694, 696, 697, 699, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710 and 726; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS, Chief Engrossing Clerk

SIGNED
March 6, 2012

The Speaker announced that she had signed the following: House Joint Resolution(s) No(s). 565, 660, 684, 685, 687, 688, 689, 691, 692, 693, 694, 696, 697, 699, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710 and 726.

BETTY KAY FRANCIS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE
March 6, 2012

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 565, 660, 684, 685, 687, 688, 689, 691, 692, 693, 694, 696, 697, 699, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710 and 726; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

REPORT OF CHIEF ENGROSSING CLERK
March 6, 2012

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolution(s) No(s). 565, 660, 684, 685, 687, 688, 689, 691, 692, 693, 694, 696, 697, 699, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710 and 726; for his action.

BETTY KAY FRANCIS, Chief Engrossing Clerk

MESSAGE FROM THE GOVERNOR
March 6, 2012

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 726; with his approval.

HERBERT H. SLATTERY, III, Counsel to the Governor

MESSAGE FROM THE GOVERNOR
March 7, 2012

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 565 and 689; with his approval.

HERBERT H. SLATTERY, III, Counsel to the Governor

SIGNED
March 7, 2012

The Speaker announced that she had signed the following: House Bill(s) No(s). 2480, 2500, 2547, 2729 and 3135.

BETTY KAY FRANCIS, Chief Engrossing Clerk

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MESSAGE FROM THE SENATE

March 8, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 645; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 645** -- Naming and Designating - Designates March 12, 2012, as "Girl Scout Day" in Tennessee. by *Berke, *Barnes, *Beavers, *Bell, *Burks, *Campfield, *Crowe, *Faulk, *Finney L, *Ford, *Gresham, *Harper, *Haynes, *Henry, *Herron, *Johnson, *Kelsey, *Ketron, *Kyle, *Marrero, *Massey, *McNally, *Norris, *Overbey, *Roberts, *Southerland, *Stewart, *Summerville, *Tracy, *Watson, *Yager, *Ramsey.

MESSAGE FROM THE SENATE

March 8, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2313; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 2313** -- Sunset Laws - As introduced, extends board of nursing, 2014; revises membership of board. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 7. by *Bell. (HB2516 by *Cobb, *Shipley, *Rich)

PERSONAL ORDERS

RECOGNITION IN THE WELL

Representative C. Johnson was recognized in the Well in order to introduce The Mudd River Union Band, who performed "The Star Spangled Banner."

RECOGNITION IN THE WELL

Representative McCormick, joined by Representatives L. DeBerry and Brown, was recognized in the Well in order to introduce Dr. Fannie D. Hewlett. Drs. Thomas Burns and Jim Catanzaro were recognized for remarks on Dr. Hewlett.

RESOLUTION READ

The Clerk read House Joint Resolution No. 726, recognizing Dr. Hewlett for her many contributions to Chattanooga State Technical Community College and to this State.

House Joint Resolution No. 726 -- Memorials, Recognition - Dr. Fannie D. Hewlett. by *Favors, *Brown, *DeBerry L, *McCormick, *Dean, *Floyd, *Cobb.

RECOGNITION IN THE WELL

Representative Sanderson, joined by Representative Fitzhugh, was recognized in the Well in order to introduce Maryanna McClure and commend her for winning the Tennessee Future Farmers of America competition and the National FFA competition.

RECOGNITION IN THE WELL

Representative C. Johnson and Commissioner Many-Bears Grinder of the Tennessee Department of Veterans Affairs, joined by members of the Montgomery County delegation, Senator Barnes, the Veterans' Caucus, were introduced in the Well to introduce the Fort Campbell Warrior Transition Battalion.

RESOLUTION READ

The Clerk read House Joint Resolution No. 711, which honored and commended the members of the Fort Campbell Warrior Transition Battalion on their outstanding efforts to provide timely and effective transition services to our military men and women and extend to them our best wishes for much continued success with the program and in all their future endeavors.

House Joint Resolution No. 711 -- Memorials, Recognition - Fort Campbell Warrior Transition Battalion. by *Johnson C, *Johnson P, *Pitts, *Tidwell, *Bass, *Brooks H, *Brooks K, *Brown, *Campbell, *Carr, *Casada, *Cobb, *Coley, *Cooper B, *Curtiss, *Dean, *DeBerry J, *Dennis, *Dunn, *Elam, *Eldridge, *Evans, *Faison, *Favors, *Fitzhugh, *Floyd, *Ford, *Forgety, *Gilmore, *Gotto, *Halford, *Hall, *Hardaway, *Harmon, *Harrison, *Harwell, *Hawk, *Haynes, *Hensley, *Hill, *Keisling, *Kernell, *Lollar, *Lundberg, *Maggart, *Marsh, *Matheny, *Matlock, *McCormick, *McDaniel, *McDonald, *McManus, *Miller L, *Miller D, *Montgomery, *Moore, *Naifeh, *Niceley, *Odom, *Parkinson, *Pody, *Powers, *Pruitt, *Ragan, *Ramsey, *Rich, *Richardson, *Roach, *Sanderson, *Sargent, *Sexton, *Shaw, *Shepard, *Shipley, *Sontany, *Sparks, *Stewart, *Swann, *Tindell, *Todd, *Towns, *Turner J, *Turner M, *Watson, *Weaver, *White, *Williams R, *Williams K, *Windle, *Wirgau, *Womick.

RECOGNITION IN THE WELL

Representative Naifeh was recognized in the Well for the purpose of announcing his retirement following the 107th General Assembly.

RECOGNITION IN THE WELL

Representatives L. DeBerry, Fitzhugh and McDaniel were each recognized in order to recount their experiences with Representative Naifeh.

CHAIR TO NAIFEH

Madam Speaker Harwell relinquished the Chair to Rep. Naifeh, Speaker Emeritus.

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INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the following resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Joint Resolution No. 742** -- Memorials, Congress - Requests the Tennessee Congressional delegation to take action against the closure of the Shallowford Road Mail Processing and Distribution Center in Chattanooga. by *Floyd, *McCormick, *Cobb, *Brown, *Dean.

House State and Local Government Committee

***House Joint Resolution No. 743** -- General Assembly, Statement of Intent or Position - Urges U.S. Postal Service to rescind decision to close the Shallowford Road Mail Processing and Distribution Center in Chattanooga. by *Floyd, *McCormick, *Cobb, *Brown, *Dean.

House State and Local Government Committee

House Joint Resolution No. 744 -- Naming and Designating - "Nashville Navy Week," May 7-13, 2012. by *Lundberg.

House State and Local Government Committee

House Joint Resolution No. 746 -- Naming and Designating - "InfantSEE Week," April 1-7, 2012. by *Todd, *Casada, *Hill.

House State and Local Government Committee

House Joint Resolution No. 750 -- Naming and Designating - Recognizes September 17 as U.S. Constitution Day; urges enhanced classroom instruction about the U.S. Constitution. by *Haynes.

House State and Local Government Committee

***House Joint Resolution No. 751** -- General Assembly, Statement of Intent or Position - Urges department of safety to conduct feasibility study of an online database of persons having proof of financial responsibility for law enforcement purposes. by *Hardaway.

House State and Local Government Committee

***House Joint Resolution No. 753** -- Constitutional Amendments - As introduced, proposes an amendment to Article VI, Section 3 in order to constitutionally enshrine a system for selection of each appellate court judge by means of merit-based gubernatorial appointment with legislative confirmation and, thereafter, contingent upon a satisfactory job performance evaluation, retention election by the voters of the state. by *Lundberg.

House Judiciary Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for March 12, 2012:

House Resolution No. 212 -- Memorials, Recognition - Girl Scouts, 100th Anniversary. by *Maggart.

House Resolution No. 213 -- Memorials, Academic Achievement - Tiffany Bledsoe, Valedictorian, Richland High School. by *Bass.

House Resolution No. 214 -- Memorials, Academic Achievement - Victoria Rose Hunt, Salutatorian, Richland High School. by *Bass.

House Resolution No. 215 -- Memorials, Sports - Tennessee Tech's softball team. by *Williams R, *Keisling, *Weaver, *Sexton, *Curtiss, *Windle.

House Joint Resolution No. 745 -- Memorials, Recognition - Detective Christopher Golden, Bartlett Police Department 2011 Officer of the Year. by *Coley, *Lollar.

House Joint Resolution No. 747 -- Memorials, Retirement - John Sanford. by *Bass.

House Joint Resolution No. 748 -- Memorials, Professional Achievement - Ashley Harris, Teacher of the Year, Williamson County. by *Casada, *Sargent.

House Joint Resolution No. 752 -- Memorials, Death - Rev. Eugene "Gene" W. Whited. by *Harrison.

House Joint Resolution No. 754 -- Memorials, Academic Achievement - Chenran Liu, Siemens Foundation Award for Advanced Placement. by *Haynes.

House Joint Resolution No. 755 -- Memorials, Recognition - Jiffy Steam Company, SHARP Award. by *Sanderson.

House Joint Resolution No. 756 -- Memorials, Recognition - John "Johnny" Boyd Cothran, Cothran Farms, Century Farm. by *Butt.

House Joint Resolution No. 757 -- Memorials, Death - Pastor Steve Gray. by *Butt.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for March 12, 2012:

Senate Joint Resolution No. 626 -- Memorials, Recognition - Middle Tennessee State University's Land Development/Residential Building Construction Management Team. by *Ketron, *Tracy, *Stewart.

Senate Joint Resolution No. 627 -- Memorials, Sports - Randy Lambert. by *Overbey, *Tracy, *Ramsey, *Ketron.

Senate Joint Resolution No. 628 -- Memorials, Professional Achievement - Barbara Evans, Teacher of the Year, Fairview-Marguerite Elementary School. by *Southerland.

Senate Joint Resolution No. 630 -- Memorials, Recognition - Charlie Daniels. by *Tracy, *Barnes, *Beavers, *Bell, *Berke, *Burks, *Campfield, *Crowe, *Faulk, *Finney L, *Ford, *Gresham, *Harper, *Haynes, *Henry, *Herron, *Johnson, *Kelsey, *Ketron, *Kyle, *Marrero, *Massey, *McNally, *Norris, *Overbey, *Roberts, *Southerland, *Stewart, *Summerville, *Watson, *Yager, *Ramsey.

Senate Joint Resolution No. 631 -- Memorials, Professional Achievement - Glenda Bond, 2012 Fair Park Senior Center Women's History Month honoree. by *Burks.

Senate Joint Resolution No. 632 -- Memorials, Sports - Lincoln County High School boys' basketball team, District 8-AAA regular season champion. by *Ketron, *Tracy, *Stewart.

Senate Joint Resolution No. 633 -- Memorials, Recognition - Dwayne Stanford, Trooper of the Year. by *Gresham.

Senate Joint Resolution No. 634 -- Memorials, Recognition - Dr. Jim Tedder. by *Tracy.

RESOLUTIONS LYING OVER

On motion, the resolution(s) listed was/were referred to the appropriate Committee:

Senate Joint Resolution No.499 -- Naming and Designating - "Spinal Muscular Atrophy (SMA) Month," August 2012. by *Tracy, *Crowe, *Watson, *Roberts, *Ford, *Henry, *Herron, *Massey, *McNally, *Overbey.

House Health and Human Resources Committee

Senate Joint Resolution No. 569 -- Naming and Designating - "Dairy Month" in Tennessee, June 2012. by *Burks, *Barnes, *Beavers, *Bell, *Berke, *Campfield, *Faulk, *Finney L, *Ford, *Gresham, *Harper, *Haynes, *Henry, *Herron, *Johnson, *Kelsey, *Ketron, *Kyle, *Marrero, *Massey, *McNally, *Norris, *Overbey, *Roberts, *Southerland, *Stewart, *Summerville, *Tate, *Tracy, *Watson, *Yager, *Ramsey.

House Agriculture Committee

Senate Joint Resolution No. 572 -- Naming and Designating - "Landscape Architecture Month" in Tennessee, April 2012. by *Norris, *Ford, *Overbey.

House Commerce Committee

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 3864 -- Overton County - As introduced, subject to local approval, enacts a hotel/motel tax. by *Windle.

House Bill No. 3865 -- Harriman - As introduced, subject to local approval, moves the city election to coincide with the August general election beginning in 2014; extends the two-year term of office of officials elected in the June 2011 election to the first day of September 2014 following the August election. - Amends Chapter 49 of the Acts of 1891; as amended. by *Hurley.

House Bill No. 3866 -- Lexington - As introduced, subject to local approval, revises various provisions of the charter related to residency of department heads; gives control and supervision of the electric plant to the board of mayor and aldermen instead of an electric utility board. - Amends Chapter 402 of the Acts of 1901; as amended and rewritten. by *McDaniel.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

Senate Bill No. 2226 -- Intellectual & Developmental Disabilities - As introduced, provides for a statewide admissions review committee in regard to developmental centers for persons with intellectual or development disabilities, instead of having a review board for each center; makes other various changes in regard to such center. - Amends TCA Title 33. by *Norris, *Yager, *Ketron. (*HB2364 by *McCormick, *Hill)

Senate Bill No. 2607 -- DUI Offenses - As introduced, increases penalty for violation of DUI statute when child under 18 is in the vehicle to require that the mandatory minimum 30-day sentence for this offense be served consecutive to any sentence received for a violation of specified other alcohol-related offenses. - Amends TCA Title 55, Chapter 10, Part 4. by *Beavers, *Overbey, *Berke, *Faulk, *Norris, *Stewart. (*HB2751 by *Shipley, *Hurley, *Maggart, *Gotto, *Faison)

Senate Bill No. 3123 -- Naming and Designating - As introduced, designates May 2012 as "Motorcycle Safety and Awareness Month.". by *Stewart, *Ketron, *Tracy, *Norris. (*HB2429 by *Matheny)

Senate Bill No. 3389 -- Veterinarians - As introduced, requires governor to consult with interested veterinary groups including the Tennessee Veterinary Medical Association, which under current law may recommend licensed doctors of veterinary medicine and licensed veterinary technicians for appointment to the board, prior to making appointments to board of veterinary medical examiners. - Amends TCA Title 4, Chapter 29 and Section 63-12-104. by *Bell. (*HB3551 by *Cobb)

Senate Bill No. 3394 -- Water - As introduced, requires that any public water or waterworks system, which determines to initiate or permanently cease fluoridation of its water supply, shall notify the departments of health and environment and conservation and its customers 30 days prior to any vote. - Amends TCA Title 68, Chapter 221. by *Barnes. (*HB3558 by *Ramsey)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 3862 – Williamson County – House State and Local Government Committee

House Bill No. 3863 – Jackson – House State and Local Government Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 6, 2012**, reported the following:

AGRICULTURE COMMITTEE

The Agriculture Committee recommended for passage: House Bill(s) No(s). 2768 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

The Committee also transmitted the following bill(s) to the State and Local Government Committee for review: House Bill(s) No(s). 3148.

COMMERCE COMMITTEE

The Commerce Committee recommended for passage: House Bill(s) No(s). 3371. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 3830, 3432 and 3024 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

CONSUMER AND EMPLOYEE AFFAIRS COMMITTEE

The Consumer and Employee Affairs Committee recommended for passage: House Bill(s) No(s). 2193 and 2212 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

EDUCATION COMMITTEE

The Education Committee recommended for passage: House Bill(s) No(s). 3539 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2675 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

FINANCE, WAYS AND MEANS COMMITTEE

The Finance, Ways and Means Committee recommended for passage: House Bill(s) No(s). 2688, 3362, 2854, 2426, 2774, 2627, 3665, 3727, 3446 and Senate Joint Resolution(s) No(s). 353, also House Bill(s) No(s). 3039 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

JUDICIARY COMMITTEE

The Judiciary Committee recommended for passage: House Bill(s) No(s). 2813, 2856, 2826, 2859, 3283, 3637, 3638, 2966 and House Joint Resolution(s) No(s). 679 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 3604, also House Bill(s) No(s). 2389, 2962 and 2655 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following bill(s) to the Government Operations Committee for review: House Bill(s) No(s). 2935 with amendments.

STATE AND LOCAL GOVERNMENT COMMITTEE

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 3850, 3172, 3833, 2618, 3848, 3523, 3847, House Joint Resolution(s) No(s). 599 and 634, also House Bill(s) No(s). 2423, 2644, 2109, 2986, 1171 and House Joint Resolution(s) No(s). 587 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2459 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following bill(s) to the Government Operations Committee for review: House Bill(s) No(s). 2783 and 2384 with amendments.

TRANSPORTATION COMMITTEE

The Transportation Committee recommended for passage: House Bill(s) No(s). 3145 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 3465 and 3464, also House Bill(s) No(s). 3570 and 2287 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 7, 2012**, reported the following:

CHILDREN AND FAMILY AFFAIRS COMMITTEE

The Children and Family Affairs Committee recommended for passage: House Bill(s) No(s). 2620 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS COMMITTEE

The Government Operations Committee recommended for passage: House Bill(s) No(s). 2353, 3007, 3545, 3548, 3549, 3550, 3551, 3554 and 2340, also House Bill(s) No(s). 2519, 2521, 2522, 2523, 2524, 2525, 2526 and 3542 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2387 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

HEALTH AND HUMAN RESOURCES COMMITTEE

The Health and Human Resources Committee recommended for passage: House Bill(s) No(s). 3709, also House Bill(s) No(s). 3514, 440 and 2652 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

The Committee also transmitted the following bill(s) to the Judiciary Committee for review: House Bill(s) No(s). 2373 and 2368, also House Bill(s) No(s). 2286, 3175, 2645, 2825 and 2333 with amendments.

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 8, 2012**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **March 12, 2012**: House Bill(s) No(s). 2442, 2441, 2834, 3048, 3067, 3172, 2359, 2768, 2627, 2548, 2364, 3446 and 2618.

It further reports that it set the following bill(s) on the **Regular Calendar** for **March 15, 2012**: House Bill(s) No(s). 2337, House Joint Resolution(s) No(s). 587, House Bill(s) No(s). 3514, House Joint Resolution(s) No(s). 577, House Bill(s) No(s). 2423, 2386, 2360, 2883, 2354, 2854, 3283, 2856, 3539, 3727, 2426, 3007 and 3145.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **March 12, 2012**: House Bill(s) No(s). 2754, 3362, House Resolution(s) No(s). 170, House Bill(s) No(s). 2688, 3848, 2292, 2484, 3850 and 2859.

CONSENT CALENDAR

House Resolution No. 211 -- Memorials, Sports - Forge Ridge School girls' basketball team, Claiborne County Middle School Champion. by *Roach.

House Joint Resolution No. 737 -- Memorials, Recognition - David "Davy" Crockett & the Crockett Family Reunion 2012. by *Johnson C.

House Joint Resolution No. 738 -- Memorials, Recognition - Johnny Lunday. by *Niceley.

House Joint Resolution No. 739 -- Memorials, Professional Achievement - Tom Hopkins, Belz-Lipman Holocaust Educator of the Year Award. by *Harrison.

House Joint Resolution No. 740 -- Memorials, Recognition - Jack Foddrill. by *Wirgau.

House Joint Resolution No. 741 -- Memorials, Retirement - Jerry P. Simmons. by *Holt.

Senate Joint Resolution No. 615 -- Memorials, Recognition - 290th Military Police Brigade. by *Johnson.

Senate Joint Resolution No. 616 -- Memorials, Recognition - 304th Military Police Battalion. by *Johnson.

Senate Joint Resolution No. 617 -- Memorials, Recognition - Callie Deanda, Prudential Spirit of Community Award. by *Overbey, *Southerland.

Senate Joint Resolution No. 618 -- Memorials, Professional Achievement - Debbie Shedden, 2011 C. Hal Henard Distinguished Service Award/School Board Member of the Year. by *Faulk.

Senate Joint Resolution No. 619 -- Memorials, Professional Achievement - Donna Carter, Teacher of the Year, Whitesburg Elementary School. by *Southerland.

Senate Joint Resolution No. 620 -- Memorials, Professional Achievement - Tiffany Fickle, Teacher of the Year, East Ridge Middle School. by *Southerland.

Senate Joint Resolution No. 621 -- Memorials, Professional Achievement - Jean Shadow, Teacher of the Year, Russellville Elementary. by *Southerland.

Senate Joint Resolution No. 622 -- Memorials, Professional Achievement - Sharon Yount, Teacher of the Year, John Hay Elementary School. by *Southerland.

Senate Joint Resolution No. 623 -- Memorials, Professional Achievement - Robin Roark, Teacher of the Year, Lincoln Elementary. by *Southerland.

Senate Joint Resolution No. 624 -- Memorials, Professional Achievement - Stephanie Dallmann, Teacher of the Year, Manley Elementary School. by *Southerland.

THURSDAY, MARCH 8, 2012 – FIFTY-NINTH LEGISLATIVE DAY UNOFFICIAL VERSION

Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes 88
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Campbell, Camper, Carr, Cobb, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 88

A motion to reconsider was tabled.

CHAIR TO HARWELL

Mr. Speaker Emeritus Naifeh relinquished the Chair to Speaker Harwell.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Powers; personal

Representative Pruitt; personal

Representative Swann; personal

REGULAR CALENDAR

***House Bill No. 2800** -- Alcoholic Beverages - As introduced, authorizes Riverview Restaurant, also known as the Catfish Place under the bridge, located in Cheatham County to be licensed as a premier type tourist resort. - Amends TCA Section 57-4-102. by *Johnson P. (SB2768 by *Barnes)

Rep. P. Johnson moved that House Bill No. 2800 be passed on third and final consideration.

Rep. Sargent moved adoption of Finance, Ways and Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2800 By deleting Section 1 in its entirety and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 57-4-102(26), is amended by adding the following language as a new, appropriately designated subdivision:

(_) A commercially operated facility containing all of the following characteristics:

(i) Regularly serves meals at tables and continuously maintains adequate kitchen facilities;

(ii) Has indoor seating for approximately one hundred twenty (120) diners and outdoor seating for approximately one hundred thirty (130);

(iii) Is located on the banks of the Cumberland River;

(iv) Has a transient boat dock within walking distance of the restaurant;

(v) Specializes in serving catfish and is often referred to as "the Catfish Place under the bridge"; and

(vi) Is located in any county having a population of not less than thirty-nine thousand one hundred (39,100) nor more than thirty-nine thousand two hundred (39,200), according to the 2010 federal census or any subsequent federal census.

On motion, Finance, Ways and Means Committee Amendment No. 1 was adopted.

Rep. P. Johnson moved that **House Bill No. 2800**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	64
Noes.....	20
Present and not voting.....	1

Representatives voting aye were: Armstrong, Brooks H, Brooks K, Carr, Casada, Coley, Cooper, DeBerry L, Dennis, Elam, Eldridge, Faison, Fitzhugh, Ford, Forgety, Gotto, Halford, Hall, Harmon, Harrison, Hawk, Haynes, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McCormick, McDaniel, McManus, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Ragan, Ramsey, Rich, Richardson, Sanderson, Sargent, Sexton, Shepard, Shipley, Sontany, Sparks, Stewart, Tidwell, Tindell, Todd, Turner J, Watson, Weaver, Williams K, Wirgau, Womick, Madam Speaker Harwell -- 64

Representatives voting no were: Alexander, Brown, Campbell, Cobb, Curtiss, Dean, DeBerry J, Dunn, Evans, Hardaway, Hensley, Hill, Holt, Matlock, McDonald, Miller D, Miller L, Roach, Turner M, White -- 20

Representatives present and not voting were: Pody -- 1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “aye” to “no” on the **House Bill No. 2800** and have this statement entered in the Journal: Rep(s). H. Brooks.

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “aye” on the **House Bill No. 2800** and have this statement entered in the Journal: Rep(s). R. Williams.

REGULAR CALENDAR, CONTINUED

***House Bill No. 2851** -- School Transportation - As introduced, removes limitation on commercial advertising on school buses that requires such advertising to "be composed of lettering on a background color." - Amends TCA Section 49-6-2109. by *Maggart. (SB2802 by *Tracy)

Rep. Maggart moved that **House Bill No. 2851** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	83
Noes.....	4
Present and not voting.....	1

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson P, Jones, Keisling, Kernell, Lollar, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Tindell, Todd, Towns, Turner M, Watson, Weaver, White, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 83

Representatives voting no were: Campbell, Hill, Lundberg, Windle -- 4

Representatives present and not voting were: Brown -- 1

A motion to reconsider was tabled.

***House Bill No. 2848** -- Municipal Government - As introduced, extends municipal pilot program deadline from 2012 to 2015 for dealing with abandoned construction. - Amends TCA Section 13-21-102. by *Sargent. (SB2740 by *Johnson)

Rep. Sargent moved that House Bill No. 2848 be passed on third and final consideration.

Rep. Ramsey moved adoption of State and Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2848 By deleting Section 1 in its entirety and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 13-21-102(b)(2), is amended by deleting the language "As a pilot project until July 1, 2012, this subsection (b) applies" and by substituting instead the language "This subsection (b) applies".

On motion, State and Local Government Committee Amendment No. 1 was adopted.

Rep. Sargent moved that **House Bill No. 2848**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

House Bill No. 3091 -- Banks and Financial Institutions - As introduced, expands the definition of a domestic holding company, for purposes of organizing, owning or controlling as a credit card state bank, from a company meeting certain requirements to a company under common control with another company that meets said requirements; extends the effective date of such expanded definition from July 1, 2012, to July 1, 2014. - Amends TCA Title 45, Chapter 2, Part 19. by *Sargent. (*SB2829 by *Ketrone)

On motion, House Bill No. 3091 was made to conform with **Senate Bill No. 2829**; the Senate Bill was substituted for the House Bill.

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Rep. Sargent moved that Senate Bill No. 2829 be passed on third and final consideration.

Rep. McManus moved adoption of Commerce Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2829 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 45-2-1901(3), is amended by deleting the subdivision in its entirety and by substituting instead the following:

(3)

(A) "Domestic holding company" means a company that either:

(i) Controls a domestic or foreign lender and has its principal place of business in this state; or

(ii) Is licensed pursuant to chapter 7 of this title and, as of January 1, 2007, has a net worth of not less than twenty-five million dollars (\$25,000,000) and has had its principal place of business in this state for at least five (5) consecutive years.

(B) "Domestic holding company" also means a company that is under common control with a company described in (3)(A)(ii). For purposes of this subdivision (3)(B), "under common control" means no less than fifty percent (50%) ownership.

(C) Effective July 1, 2015, subdivision (3)(A)(ii) and subdivision (3)(B) are hereby deleted; however, any company that organized pursuant to subdivision (3)(A)(ii), or subdivision (3)(B), and this part prior to July 1, 2015, and that continues to own or control a credit card state bank after July 1, 2015, shall retain the authority to own or control a credit card state bank under the terms and conditions provided in this part;

SECTION 2. Tennessee Code Annotated, Section 45-2-1902(a)(2), is amended by deleting the subdivision in its entirety and by substituting instead the following:

(2) Effective July 1, 2015, the language ", including a domestic holding company," is hereby deleted; however, any company that organized pursuant to such language, § 45-2-1901(3)(A)(ii) or § 45-2-1901(3)(B), and this part prior to July 1, 2015, and that continues to own or control a credit card state bank after July 1, 2015, shall retain the authority to own or control a credit card state bank under the terms and conditions provided in this part.

SECTION 3. Tennessee Code Annotated, Section 45-2-1902(d)(1), is amended by deleting subdivision (B) in its entirety and by substituting instead the following:

(B) Effective July 1, 2015, the language "or debit, including prepaid debit," is hereby deleted; however, any company that organized pursuant to such language, § 45-2-1901(3)(A)(ii) or § 45-2-1901(3)(B), and this part prior to July 1, 2015, and that continues to own or control a credit card state bank after July 1, 2015, shall retain the authority to own or control a credit card state bank under the terms and conditions provided in this part.

SECTION 4. This act shall take effect June 30, 2012, the public welfare requiring it.

On motion, Commerce Committee Amendment No. 1 was adopted.

Rep. Sargent moved that **Senate Bill No. 2829**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes..... 1

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 91

Representatives voting no were: Moore -- 1

A motion to reconsider was tabled.

***House Bill No. 2830** -- Probation and Parole - As introduced, permits private probation providers who meet certain qualifications and contract with the department of correction to supervise Class E felony offenders who are granted probation. - Amends TCA Title 40. by *Williams R, *Ragan, *Powers, *Dean, *Sexton, *Watson, *Matheny. (SB2672 by *Faulk)

Rep. R. Williams moved that **House Bill No. 2830** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 78
Noes..... 13

Representatives voting aye were: Alexander, Brooks H, Brooks K, Campbell, Carr, Casada, Cobb, Coley, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Naifeh, Niceley, Odom, Pitts, Pody, Ragan, Ramsey, Rich, Roach, Sanderson,

Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Tidwell, Tindell, Todd, Watson, Weaver, White, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 78

Representatives voting no were: Armstrong, Brown, Camper, Hardaway, Harmon, Moore, Parkinson, Richardson, Stewart, Towns, Turner J, Turner M, Windle -- 13

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “aye” to “no” on the **House Bill No. 2800** and have this statement entered in the Journal: Rep(s). Lollar.

REGULAR CALENDAR, CONTINUED

House Bill No. 2516 -- Sunset Laws - As introduced, extends board of nursing, 2014; revises membership of board. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 7. by *Cobb, *Shipley, *Rich. (*SB2313 by *Bell)

Rep. Cobb requested that House Bill No. 2516 be moved to the heel of the Calendar.

***House Bill No. 3278** -- Insurance Companies, Agents, Brokers, Policies - As introduced, prohibits title insurance companies and title insurance rating organizations from filing as part of their schedule of rates for title insurance, that part of the charge for title insurance applicable to search and examination in connection with insurance of title to real property located in counties with a population of less than 175,000 instead of those with less than 275,000. - Amends TCA Section 56-35-129. by *Sargent, *Casada, *Marsh, *Carr. (SB3352 by *Ketrone, *Johnson, *Tracy)

On motion, House Bill No. 3278 was made to conform with **Senate Bill No. 3352**; the Senate Bill was substituted for the House Bill.

Rep. Sargent moved that **Senate Bill No. 3352** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes.....	0

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Campbell, Camper, Carr, Casada, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Tidwell, Tindell, Todd, Towns, Turner J, Turner M,

Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “aye” on the **Senate Bill No. 3352** and have this statement entered in the Journal: Rep(s). Keisling.

REGULAR CALENDAR, CONTINUED

***House Bill No. 3632** -- Tobacco, Tobacco Products - As introduced, establishes requirements relative to non-participating manufacturers and importers for non-participating manufacturers. - Amends TCA Title 67, Chapter 4, Part 26. by *Sargent. (SB3578 by *McNally)

Rep. Sargent moved that House Bill No. 3632 be passed on third and final consideration.

Rep. Niceley moved adoption of Agriculture Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 3632 by adding the following language immediately after the word "directory" in § 67-4-2602(b)(3)(A) in Section 4 of the bill:

, except that if the basis for removal is a good faith dispute regarding the amount of escrow required for units sold in other states, the non-participating manufacturer shall have the opportunity to cure the underpayment of escrow within sixty (60) days of entry of a final order establishing the required escrow payment amount

On motion, Agriculture Committee Amendment No. 1 was adopted.

Rep. Sargent moved that **House Bill No. 3632**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	73
Noes.....	14
Present and not voting.....	2

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Campbell, Camper, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Elam, Eldridge, Fitzhugh, Ford, Forgety, Halford, Hardaway, Harmon, Harrison, Hawk, Haynes, Holt, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw,

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Shepard, Sontany, Sparks, Stewart, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Madam Speaker Harwell -- 73

Representatives voting no were: Carr, Casada, Dunn, Evans, Faison, Gotto, Hall, Hensley, Hill, Hurley, Matlock, Shipley, Windle, Wirgau -- 14

Representatives present and not voting were: Dennis, Ragan -- 2

A motion to reconsider was tabled.

***House Bill No. 3553** -- Psychologists - As introduced, authorizes instead of requires that governor select psychologist members of board of examiners in psychology from lists of nominees submitted by Tennessee Psychological Association, and select psychological examiner and senior psychological examiner board members from lists provided by Tennessee Association of Psychological Examiners and other interested psychology groups. - Amends TCA Title 4, Chapter 29 and Section 63-11-102. by *Cobb, *Rich. (SB3381 by *Bell)

On motion, House Bill No. 3553 was made to conform with **Senate Bill No. 3381**; the Senate Bill was substituted for the House Bill.

Rep. Cobb moved that Senate Bill No. 3381 be passed on third and final consideration.

Rep. Rich moved that Government Operations Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Dean moved the previous question, which motion prevailed.

Rep. Cobb moved that **Senate Bill No. 3381** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 66
Noes..... 21

Representatives voting aye were: Alexander, Brooks H, Brooks K, Campbell, Carr, Casada, Cobb, Coley, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller D, Montgomery, Niceley, Odom, Pitts, Pody, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shipley, Sontany, Sparks, Todd, Watson, Weaver, White, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 66

Representatives voting no were: Armstrong, Brown, DeBerry L, Fitzhugh, Hardaway, Harmon, Hill, Jones, McDonald, Miller L, Moore, Naifeh, Parkinson, Richardson, Shaw, Shepard, Stewart, Tidwell, Tindell, Turner J, Turner M -- 21

A motion to reconsider was tabled.

***House Bill No. 3555** -- Dentists and Dentistry - As introduced, requires governor to consult with interested dental groups including, but not limited to, the Tennessee Dental Association, the Tennessee Dental Hygienists Association and the Tennessee Dental Assistants' Association prior to making appointments to the board of dentistry. - Amends TCA Title 4, Chapter 29 and Section 63-5-103. by *Cobb, *Rich. (SB3391 by *Bell, *Massey)

On motion, House Bill No. 3555 was made to conform with **Senate Bill No. 3391**; the Senate Bill was substituted for the House Bill.

Rep. Cobb requested that Senate Bill No. 3391 be moved to the heel of the Calendar.

House Bill No. 2506 -- Sunset Laws - As introduced, extends the department of environment and conservation, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3. by *Cobb, *Shipley, *Rich. (*SB2339 by *Bell)

Rep. Cobb moved that House Bill No. 2506 be passed on third and final consideration.

Rep. Rich moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2506 by deleting SECTION 2 in its entirety and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-236(a), is amended by adding the following as a new, appropriately designated subdivision:

() Department of environment and conservation, created by §§ 4-3-101 and 4-3-501;

On motion, Government Operations Committee Amendment No. 1 was adopted.

Rep. Cobb moved that **House Bill No. 2506**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 85
Noes..... 4

Representatives voting aye were: Armstrong, Brooks H, Brooks K, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 85

Representatives voting no were: Brown, Evans, Faison, Stewart -- 4

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “no” to “aye” on the **House Bill No. 2506** and have this statement entered in the Journal: Rep(s). Brown and Stewart.

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “aye” on the **House Bill No. 2506** and have this statement entered in the Journal: Rep(s). Alexander.

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “no” on the **House Bill No. 2506** and have this statement entered in the Journal: Rep(s). Holt.

REGULAR CALENDAR, CONTINUED

***House Bill No. 3546** -- Sunset Laws - As introduced, extends the board of medical examiners, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 6, Part 1. by *Cobb, *Rich. (SB3379 by *Bell)

On motion, House Bill No. 3546 was made to conform with **Senate Bill No. 3379**; the Senate Bill was substituted for the House Bill.

Rep. Cobb moved that Senate Bill No. 3379 be passed on third and final consideration.

Rep. Rich moved that Government Operations Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Rich moved that Government Operations Committee Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Cobb moved that Senate Bill No. 3379 be reset for the Regular Calendar on March 15, 2012, which motion prevailed.

***House Bill No. 3547** -- Sunset Laws - As introduced, extends the board of respiratory care, June 30, 2016. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 27, Part 1. by *Cobb, *Rich. (SB3380 by *Bell)

On motion, House Bill No. 3547 was made to conform with **Senate Bill No. 3380**; the Senate Bill was substituted for the House Bill.

Rep. Cobb moved that Senate Bill No. 3380 be passed on third and final consideration.

Rep. Rich moved that Government Operations Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Cobb moved that **Senate Bill No. 3380** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	64
Noes.....	21

Representatives voting aye were: Alexander, Brooks H, Brooks K, Campbell, Carr, Casada, Cobb, Coley, Cooper, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McDaniel, McManus, Miller D, Miller L, Montgomery, Niceley, Odom, Pitts, Pody, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shipley, Sparks, Todd, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 64

Representatives voting no were: Armstrong, Brown, Curtiss, DeBerry L, Fitzhugh, Hardaway, Harmon, Hill, Jones, McDonald, Moore, Naifeh, Parkinson, Richardson, Shaw, Shepard, Stewart, Tindell, Towns, Turner J, Turner M -- 21

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “no” on the **Senate Bill No. 3380** and have this statement entered in the Journal: Rep(s). Camper.

REGULAR CALENDAR, CONTINUED

***House Bill No. 3079** -- CoverTN - As introduced, abolishes Cover TN advisory committee. - Amends TCA Title 56, Chapter 7, Part 30. by *Cobb, *Shipley. (SB3213 by *Bell)

On motion, House Bill No. 3079 was made to conform with **Senate Bill No. 3213**; the Senate Bill was substituted for the House Bill.

Rep. Cobb moved that **Senate Bill No. 3213** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	77
Noes.....	12

Representatives voting aye were: Armstrong, Alexander, Brooks H, Brooks K, Campbell, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Montgomery, Naifeh, Niceley, Odom, Pody, Ragan, Ramsey, Rich, Roach, Sanderson,

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Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Tindell, Todd, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 77

Representatives voting no were: Brown, Camper, Hardaway, Jones, Moore, Parkinson, Richardson, Stewart, Tidwell, Towns, Turner J, Turner M -- 12

A motion to reconsider was tabled.

House Bill No. 59 -- Clerks, Court - As introduced, transfers probate court clerking responsibilities in Greene County from the county clerk to the clerk and master. - Amends TCA Section 18-6-106. by *Ramsey. (*SB13 by *Overbey)

Rep. Ramsey moved that House Bill No. 59 be passed on third and final consideration.

Rep. Sargent moved adoption of Finance, Ways and Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 59 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 18-6-106(a)(2)(A), is amended by deleting the language "105,800" from the list entitled "not less than" and by deleting the language "105,900" from the list entitled "nor more than".

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Finance, Ways and Means Committee Amendment No. 1 was adopted.

Rep. Ramsey moved that **House Bill No. 59**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 91

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “aye” on the **House Bill No. 59** and have this statement entered in the Journal: Rep(s). Weaver.

REGULAR CALENDAR, CONTINUED

***House Bill No. 3094** -- Utilities, Utility Districts - As introduced, authorizes municipal electric system or other governmental utility system to enter into an employment contract for a term not to exceed five years with the superintendent, general manager or chief executive officer of the electric plant. - Amends TCA Title 7, Chapter 52. by *Ramsey, *Shepard. (SB3334 by *Ketron, *Finney L)

Rep. Ramsey moved that **House Bill No. 3094** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes.....	0

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

***House Bill No. 2858** -- DUI Offenses - As introduced, permits a person who has been properly trained to draw blood to do so for purposes of DUI investigation; removes the requirement that a phlebotomist taking blood for DUI investigation be certified or nationally registered; and protects both from civil or criminal liability unless it arises from that person's negligence. - Amends TCA Title 55, Chapter 10. by *Maggart. (SB2787 by *Kelsey)

Rep. Maggart moved that House Bill No. 2858 be passed on third and final consideration.

Rep. Watson moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2858 by deleting the amendatory language of Section 1 in its entirety and by substituting instead the following:

(2)

(A) The following persons who draw blood who, acting at the written request of a law enforcement officer, withdraws blood from a person for the purpose of conducting either or both tests, shall not incur any civil or criminal liability as a result of the withdrawing of the blood, except for any damages that may result from the negligence of the person so withdrawing:

(i) Any physician;

(ii) Registered nurse;

(iii) Licensed practical nurse;

(iv) Clinical laboratory technician;

(v) Licensed paramedic;

(vi) Licensed emergency medical technician approved to establish intravenous catheters;

(vii), Technologist; or

(viii) A trained phlebotomist who is either operating under a hospital protocol, has completed phlebotomy training through an educational entity providing such training, or has been properly trained by a current or former employer to draw blood.

(B) Neither shall the hospital nor other employer of the health care professionals listed in this subdivision (a)(2) incur any civil or criminal liability as a result of the act of withdrawing blood from any person, except for negligence.

AND FURTHER AMEND by deleting the amendatory language of Section 2 in its entirety and by substituting instead the following:

(a) The procurement of a sample of a person's blood for the purpose of conducting a test to determine the alcohol content, drug content, or both, of the blood as provided by §§ 55-10-405 — 55-10-412, to be considered valid under §§ 55-10-405 — 55-10-412, shall be performed by a:

(1) Registered nurse;

(2) Licensed practical nurse;

(3) Clinical laboratory technologist;

(4) Clinical laboratory technician;

(5) Licensed emergency medical technician;

(6) Licensed paramedic;

(7) Licensed emergency medical technician, notwithstanding any other provision of law to the contrary, who is approved to establish intravenous catheters;

(8) Technologist; or

(9) Trained phlebotomist who is either operating under a hospital protocol, has completed phlebotomy training through an educational entity providing such training, or who has been properly trained by a current or former employer or certified to draw blood, or at the direction of a medical examiner or other physician holding an unlimited license to practice medicine in Tennessee under procedures established by the department of health.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Maggart moved that **House Bill No. 2858**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Faison, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 91

Representatives present and not voting were: Evans -- 1

A motion to reconsider was tabled.

House Bill No. 2516 -- Sunset Laws - As introduced, extends board of nursing, 2014; revises membership of board. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 7. by *Cobb, *Shipley, *Rich. (*SB2313 by *Bell)

Further consideration of House Bill No. 2516 previously considered on today's Calendar.

On motion, House Bill No. 2516 was made to conform with **Senate Bill No. 2313**; the Senate Bill was substituted for the House Bill.

THURSDAY, MARCH 8, 2012 – FIFTY-NINTH LEGISLATIVE DAY UNOFFICIAL VERSION

Rep. Shipley moved that Senate Bill No. 2313 be passed on third and final consideration.

Rep. Cobb moved that Government Operations Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Shipley moved that Senate Bill No. 2313 be reset for the Regular Calendar on March 12, 2012, which motion prevailed.

Senate Bill No. 3391 -- Dentists and Dentistry - As introduced, requires governor to consult with interested dental groups including, but not limited to, the Tennessee Dental Association, the Tennessee Dental Hygienists Association and the Tennessee Dental Assistants' Association prior to making appointments to the board of dentistry. - Amends TCA Title 4, Chapter 29 and Section 63-5-103.by *Bell, *Massey. (*HB3555 by *Cobb, *Rich)

Further consideration of Senate Bill No. 3391 previously considered on today's Calendar, at which time the House substituted the House Bill for the Senate Bill.

Rep. Cobb moved that **Senate Bill No. 3391** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	62
Noes.....	28

Representatives voting aye were: Alexander, Brooks H, Brooks K, Campbell, Carr, Cobb, Coley, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harrison, Haynes, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller D, Montgomery, Niceley, Odom, Pody, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shipley, Sparks, Todd, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 62

Representatives voting no were: Armstrong, Brown, Camper, Cooper, DeBerry L, Fitzhugh, Hardaway, Harmon, Hensley, Hill, Jones, Lundberg, McDonald, Miller L, Moore, Naifeh, Parkinson, Pitts, Richardson, Shaw, Shepard, Sontany, Stewart, Tidwell, Tindell, Towns, Turner J, Turner M -- 28

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Towns voted "no" on **Senate Bill No. 3391**.

MOTION TO RECONSIDER

Senate Bill No. 3379 -- Sunset Laws - As introduced, extends the board of medical examiners, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 6, Part 1. by *Bell. (*HB3546 by *Cobb, *Rich)

Further consideration of Senate Bill No. 3379 previously considered on today's calendar, at which time the House substituted the Senate Bill for the House Bill and it was reset for the Regular Calendar on March 15, 2012.

Rep. Cobb moved to reconsider action in resetting Senate Bill No. 3379 to March 15, 2012, which motion prevailed.

Rep. Cobb moved that Senate Bill No. 3379 be reset for the Regular Calendar on March 12, 2012, which motion prevailed.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from "not voting" to "no" on the **Senate Bill No. 3391** and have this statement entered in the Journal: Rep(s). Casada.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE MESSAGES

***House Bill No. 2326** -- Nuclear Materials, Transportation and Safety - As introduced, authorizes a nuclear security officer to employ deadly force in certain situations. - Amends TCA Section 38-3-120 and Section 39-11-611. by *Hawk, *Hurley. (SB2651 by *Yager, *McNally, *Watson)

Senate Amendment No. 1

AMEND House Bill No. 2326 by deleting the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-11-611(a), is amended by adding the following as new, appropriately designated subdivisions thereto:

() "Category I nuclear facility" means a facility that possesses a formula quantity of strategic special nuclear material, as defined and licensed by the United States nuclear regulatory commission, and that must comply with the requirements of 10 CFR Part 73.

() "Deadly force" means the use of force intended or likely to cause death or serious bodily injury.

() "Nuclear security officer" means a person who meets the requirements of 10 CFR Part 73, Appendix B, who is an employee or an employee of a

contractor of the owner of a category 1 nuclear facility, and who has been appointed or designated by the owner of a category I nuclear facility to provide security for the facility.

SECTION 2. Tennessee Code Annotated, Section 39-11-611, is amended by adding the following as a new subsection thereto:

(f) A nuclear security officer is authorized to use deadly force under the following circumstances:

(1) Deadly force appears reasonably necessary to prevent or impede an act, or attempted act, of radiological sabotage at a category I nuclear facility, including but not limited to situations where a person is attempting to, or has, unlawfully or forcefully entered a category I nuclear facility, and where adversary tactics are employed to attempt an act of radiological sabotage, such as, but not limited to:

(A) Use of firearms or small arms;

(B) Use of explosive devices;

(C) Use of incendiary devices;

(D) Use of vehicle borne improvised explosive devices;

(E) Use of water borne improvised explosive devices;

(F) Breaching of barriers; and

(G) Use of other adversary or terrorist tactics which could be employed to attempt an act of radiological sabotage.

(2) Deadly force appears reasonably necessary to protect the nuclear security officer or another person if the nuclear security officer reasonably believes there is an imminent danger of death or serious bodily injury;

(3) Deadly force appears reasonably necessary to prevent the imminent infliction or threatened infliction of death or serious bodily harm or the sabotage of an occupied facility by explosives;

(4) Deadly force appears reasonably necessary to prevent the theft, sabotage, or unauthorized control of a nuclear weapon or nuclear explosive device or special nuclear material from a category I nuclear facility; or

(5) Deadly force reasonably appears to be necessary to apprehend or prevent the escape of a person reasonably believed to:

(A) Have committed an offense of the nature specified under this subdivision (f)(1); or

(B) Be escaping by use of a weapon or explosive or who otherwise poses an imminent danger of death or serious bodily harm to nuclear security officers or others unless apprehended without delay.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

Rep. Hawk moved that the House concur in Senate Amendment(s) No(s). 1 to **House Bill No. 2326**, which motion prevailed by the following vote:

Ayes 91
Noes..... 1

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 91

Representatives voting no were: Harmon -- 1

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 2527 -- Sunset Laws - As introduced, extends the advisory council on workers' compensation, June 30, 2014. - Amends TCA Title 4, Chapter 29 and Title 50, Chapter 6, Part 1. by *Cobb, *Shipley, *Rich. (*SB2318 by *Bell)

Senate Amendment No. 1

AMEND House Bill No. 2527 by adding the following new language immediately preceding the effective date section and by renumbering the subsequent section accordingly:

SECTION __. Tennessee Code Annotated, Section 50-6-121, is amended by deleting subdivision (a)(1)(D) in its entirety and by substituting instead the following:

(D)

(i) The governor shall also appoint ten (10) nonvoting members of the council as follows: one (1) to represent local governments, one (1) to represent insurance companies, five (5) to represent health care providers and three (3) attorneys. The nonvoting local government

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representative may be appointed from lists of qualified persons submitted by interested municipal and county organizations including, but not limited to, the Tennessee Municipal League and the Tennessee County Services Association. The nonvoting insurance company representative may be appointed from lists of qualified persons submitted by interested insurance organizations including, but not limited to, the Alliance of American Insurers and the American Insurance Association. One (1) nonvoting healthcare provider representative may be appointed from lists of qualified persons submitted by interested medical organizations including, but not limited to, the Tennessee Medical Association and one (1) nonvoting healthcare provider representative may be appointed from lists of qualified persons submitted by interested hospital organizations including, but not limited to, the Tennessee Hospital Association. One (1) nonvoting health care provider representative shall be a chiropractor who is licensed in this state, one (1) nonvoting health care provider representative shall be a physical therapist who is licensed in this state, and one (1) nonvoting health care provider representative shall be an occupational therapist who is licensed in this state, and these members shall not receive reimbursement for travel expenses. The nonvoting attorney members shall be appointed as follows: one (1) who shall primarily represent injured workers' compensation claimants, who may be appointed from lists of qualified persons submitted by interested justice organizations including, but not limited to, the Tennessee Association for Justice; one (1) who shall primarily represent employers or workers' compensation insurers, who may be appointed from lists of qualified persons submitted by interested defense lawyer organizations including, but not limited to, the Tennessee Defense Lawyers Association; and one (1) who may be appointed from lists of qualified persons submitted by interested legal organizations including, but not limited to the Tennessee Bar Association.

(ii) The appointing authorities shall consult with interested groups including, but not limited to, the organizations listed in subdivision (D)(i) to determine qualified persons to fill positions on the council.

Senate Amendment No. 2

AMEND Senate Bill No. 2318 by deleting SECTION 2 of the introduced bill in its entirety and by substituting instead the following new language:

SECTION 2. Tennessee Code Annotated, Section 4-29-237(a), is amended by adding the following as a new, appropriately designated subdivision:

() Advisory council on workers' compensation, created by § 50-6-121;

Rep. Cobb moved that the House concur in Senate Amendment(s) No(s). 1 and 2 to **House Bill No. 2527**, which motion prevailed by the following vote:

Ayes	64
Noes.....	27

Representatives voting aye were: Alexander, Brooks H, Brooks K, Campbell, Carr, Cobb, Coley, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller D, Montgomery, Niceley, Pody, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shipley, Sparks, Tindell, Todd, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 64

Representatives voting no were: Armstrong, Brown, Camper, Casada, Cooper, DeBerry L, Fitzhugh, Hardaway, Harmon, Hill, Jones, Lundberg, McDonald, Miller L, Naifeh, Odom, Parkinson, Pitts, Richardson, Shaw, Shepard, Sontany, Stewart, Tidwell, Towns, Turner J, Turner M -- 27

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 2534 -- Sunset Laws -- As introduced, extends the Tennessee technology development corporation, June 30, 2017. -- Amends TCA Title 4, Chapter 14 and Title 4, Chapter 29. by *Cobb, *Shipley, *Rich, *Hardaway. (*SB2317 by *Bell)

Senate Amendment No. 1

AMEND House Bill No. 2534 by adding the following new language immediately preceding the effective date section and by renumbering the subsequent section accordingly:

SECTION __. Tennessee Code Annotated, Section 4-14-303, is amended by deleting subsection (c) in its entirety and by substituting instead the following:

(c) Seven (7) members of the board of directors shall represent and be appointed from the public sector. Three (3) representatives of the public sector shall be appointed by the governor, two (2) representatives shall be appointed by the speaker of the house of representatives and two (2) representatives shall be appointed by the speaker of the senate. One (1) representative of the public sector appointed by the governor may be selected from lists of qualified persons submitted by interested municipal and county organizations including, but not limited to, the Tennessee municipal league and the Tennessee county services association. The governor shall consult with such interested organizations to determine a qualified person to fill the position on the board.

Rep. Cobb moved that the House concur in Senate Amendment(s) No(s). 1 to **House Bill No. 2534**, which motion prevailed by the following vote:

Ayes	66
Noes.....	25
Present and not voting.....	1

Representatives voting aye were: Alexander, Brooks H, Brooks K, Campbell, Carr, Cobb, Coley, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, 4317

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Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller D, Montgomery, Niceley, Odom, Pitts, Pody, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shipley, Sparks, Tindell, Todd, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell – 66

Representatives voting no were: Armstrong, Brown, Camper, Casada, Cooper, DeBerry L, Hardaway, Harmon, Hill, Jones, Lundberg, McDonald, Miller L, Moore, Naifeh, Parkinson, Richardson, Shaw, Shepard, Sontany, Stewart, Tidwell, Towns, Turner J, Turner M – 25

Representatives present and not voting were: Fitzhugh – 1

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 2540 -- Sunset Laws - As introduced, extends the state board for alarm systems contractors, June 30, 2016. - Amends TCA Title 4, Chapter 29 and Title 62, Chapter 32. by *Cobb, *Shipley, *Rich. (*SB2321 by *Bell)

Senate Amendment No. 1

AMEND House Bill No. 2540 by adding the following new language immediately preceding the effective date section and by renumbering the subsequent section accordingly:

SECTION __. Tennessee Code Annotated, Section 62-32-306, is amended by deleting the section in its entirety and by substituting instead the following:

(a)

(1) There is created a state board for licensing alarm systems contractors, called the “board” in this part. The board shall be composed of five (5) members, to be appointed by the governor. At least one (1) member shall be a person who is not engaged in the contracting business in any county of this state. The remaining members of the board shall be alarm systems contractors as defined in § 62-32-303, all of whom shall have been actively engaged in the business for a period of no less than four (4) years next preceding their appointment and may be appointed from lists of qualified persons submitted by interested burglar and fire alarm organizations including, but not limited to, the Tennessee Burglar and Fire Alarm Association. No more than two (2) members of the board shall be residents of the same grand division of the state. In making appointments to the board, the governor shall strive to ensure that at least one (1) person serving on the board is sixty (60) years of age or older and that at least one (1) person serving on the board is a member of a racial minority.

(2) The governor shall consult with interested groups including, but not limited to, the organizations listed in subdivision (a)(1) to determine qualified persons to fill positions on the board.

(b) All subsequent appointments of successor members shall be made by the governor at the expiration of the respective terms of the members.

(c) In the event of a vacancy on the board for any reason and the governor failing to appoint a successor within ninety (90) days after the vacancy occurs, the board is empowered to fill that vacancy from lists of nominees submitted by the interested burglar and fire alarm organizations described in subsection (a), until the governor makes an appointment.

Rep. Cobb moved that the House concur in Senate Amendment(s) No(s). 1 to **House Bill No. 2540**, which motion prevailed by the following vote:

Ayes	65
Noes	25

Representatives voting aye were: Alexander, Brooks H, Brooks K, Campbell, Camper, Carr, Cobb, Coley, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller D, Montgomery, Niceley, Odom, Pody, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shipley, Sparks, Tindell, Todd, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 65

Representatives voting no were: Armstrong, Brown, Casada, Cooper, DeBerry L, Fitzhugh, Hardaway, Harmon, Hill, Jones, Lundberg, McDonald, Miller L, Naifeh, Parkinson, Pitts, Richardson, Shaw, Shepard, Sontany, Stewart, Tidwell, Towns, Turner J, Turner M -- 25

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from "aye" to "no" on the **House Bill No. 2540** and have this statement entered in the Journal: Rep(s). Camper.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 3080** -- Sunset Laws - As introduced, creates sunrise provision for economic council on women with a termination date of June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 50, Part 1. by *Cobb, *Shipley. (SB3212 by *Bell, *Kyle)

Senate Amendment No. 1

AMEND Senate Bill No. 3212 by adding the following new language immediately preceding the effective date section and by renumbering the subsequent section accordingly:

SECTION __. Tennessee Code Annotated, Section 4-50-101, is amended by deleting subsection (b) in its entirety and by substituting instead the following:

(b) The governor shall also appoint two (2) at-large members, who may be selected from lists of qualified persons submitted by interested local, civic and business groups including, but not limited to, Links, One Hundred Black Women, League of Women Voters of Tennessee, Tennessee Women's Political Caucus, Tennessee Lawyers Association for Women and housing authority tenant associations. The interested groups shall actively seek persons from as broad a range within each group as is reasonably possible, and shall ensure that such persons broadly represent the community in such areas as age, sex, minority groups, economic levels, employment and political affiliation.

SECTION __. Tennessee Code Annotated, Section 4-50-101, is further amended by adding the following new language immediately preceding subsection (c) and by redesignating the subsequent subsection accordingly:

(c) The governor shall consult with interested local, civic and business groups including, but not limited to, Links, One Hundred Black Women, League of Women Voters of Tennessee, Tennessee Women's Political Caucus, Tennessee Lawyers Association for Women and housing authority tenant associations to determine qualified persons to fill the positions as provided in subsection (b).

Rep. Cobb moved that the House concur in Senate Amendment(s) No(s). 1 to **House Bill No. 3080**, which motion prevailed by the following vote:

Ayes	62
Noes.....	29

Representatives voting aye were: Alexander, Brooks H, Brooks K, Campbell, Carr, Cobb, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller D, Montgomery, Niceley, Odom, Pody, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shipley, Sparks, Todd, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 62

THURSDAY, MARCH 8, 2012 – FIFTY-NINTH LEGISLATIVE DAY UNOFFICIAL VERSION

Representatives voting no were: Armstrong, Brown, Camper, Casada, Cooper, DeBerry L, Fitzhugh, Hardaway, Harmon, Hill, Jones, Lollar, Lundberg, McDonald, Miller L, Moore, Naifeh, Parkinson, Pitts, Richardson, Shaw, Shepard, Sontany, Stewart, Tidwell, Tindell, Towns, Turner J, Turner M -- 29

A motion to reconsider was tabled.

UNFINISHED BUSINESS

EXCUSED

The Speaker announced that the following member(s) was excused for Monday, March 5, 2012, pursuant to request(s) under **Rule No. 20**:

Representative Shipley; personal

RULES SUSPENDED

On motion of Rep. McCormick, the rules were suspended to allow **House Joint Resolution No. 753** to be heard in the Judiciary Subcommittee next week.

Without objection, it was so ordered.

RULES SUSPENDED

On motion of Rep. McCormick, the rules were suspended to allow **House Bill No. 2459** to be heard in the Finance, Ways and Means Subcommittee next week.

With objection, it was so ordered.

BILLS WITHDRAWN

On motion of Rep. Keisling, **House Bill No. 3379** was recalled from the Transportation Committee and withdrawn from the House.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 645 out of order, which motion prevailed.

***Senate Joint Resolution No. 645** -- Naming and Designating - Designates March 12, 2012, as "Girl Scout Day" in Tennessee. by *Berke, *Barnes, *Beavers, *Bell, *Burks, *Campfield, *Crowe, *Faulk, *Finney L, *Ford, *Gresham, *Harper, *Haynes, *Henry, *Herron, *Johnson, *Kelsey, *Ketrone, *Kyle, *Marrero, *Massey, *McNally, *Norris, *Overbey, *Roberts, *Southerland, *Stewart, *Summerville, *Tracy, *Watson, *Yager, *Ramsey.

On motion of Rep. McCormick, the resolution was concurred in.

A motion to reconsider was tabled.

BILLS RE-REFERRED

Rep. Matlock moved that **House Bills Nos. 2497** and **2350** be re-referred from the Ad Hoc Committee on Insurance and Healthcare Exchange to the Health and Human Resources Committee, and that the same be heard in the Health and Human Resources Subcommittee next week, which motion prevailed.

BILLS WITHDRAWN

On motion of Rep. Moore, **House Bill No. 382** was recalled from the Finance, Ways and Means Committee and withdrawn from the House.

RULES SUSPENDED

Rep. Maggart moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 749 out of order, which motion prevailed.

House Joint Resolution No. 749 -- Memorials, Recognition - Angela Alexander, Gallatin Citizen of the Year. by *Maggart, *McDonald.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Maggart, the resolution was adopted.

A motion to reconsider was tabled.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 587 Rep(s). Alexander, White and Forgety as prime sponsor(s).

House Joint Resolution No. 620 Rep(s). S. Jones, Shaw and L. Miller as prime sponsor(s).

House Bill No. 683 Rep(s). Haynes as first prime sponsor(s).

House Bill No. 918 Rep(s). Hardaway as prime sponsor(s).

House Bill No. 2437 Rep(s). Parkinson as second prime sponsor(s).

House Bill No. 2437 Rep(s). Armstrong as prime sponsor(s).

House Bill No. 2516 Rep(s). Hardaway as prime sponsor(s).

House Bill No. 2966 Rep(s). L. Miller, Parkinson, McManus, J. Turner, Kernell, Camper, J. DeBerry, B. Cooper, Lollar, Richardson and White as prime sponsor(s).

House Bill No. 3101 Rep(s). Harrison and D. Miller as prime sponsor(s).

House Bill No. 3338 Rep(s). Sargent as prime sponsor(s).

House Bill No. 3571 Rep(s). Sexton as prime sponsor(s).

House Bill No. 3621 Rep(s). Hensley as prime sponsor(s).

House Bill No. 3623 Rep(s). Casada as first prime sponsor(s).

House Bill No. 3636 Rep(s). Parkinson as first prime sponsor(s).

SPONSORS REMOVED

On motion, Representative(s) Hardaway was/were removed as sponsor(s) of **House Bill No. 2516**.

On motion, Representative(s) Elam was/were removed as sponsor(s) of **House Bill No. 3623**.

On motion, Representative(s) White was/were removed as sponsor(s) of **House Bill No. 3636**.

MESSAGE FROM THE SENATE March 8, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 629, 2414, 2542 and 2833; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE March 8, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2169, 2175, 2192, 2205, 2242, 2265, 2291, 2295, 2314, 2382, 2652, 2674, 2813, 2814, 2843, 2854, 3006, 3236, 3240 and 3353; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

ENGROSSED BILLS

March 8, 2012

MADAM SPEAKER: The following bill(s) have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 737, 738, 739, 740 and 741.

BETTY KAY FRANCIS, Chief Engrossing Clerk

SIGNED

March 8, 2012

The Speaker announced that she had signed the following: Senate Bill(s) No(s). 2169, 2175, 2192, 2205, 2242, 2265, 2291, 2295, 2314, 2382, 2652, 2674, 2813, 2814, 2843, 2854, 3006, 3236, 3240 and 3353.

MESSAGE FROM THE GOVERNOR

March 8, 2012

MADAM SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 2365, 2376, 2455, 2561, 2598, 2756, 2886, 2397, 2405, 2545, 2653, 2665; also House Joint Resolution(s) No(s). 660, 684, 685, 687, 688, 691, 692, 693, 694, 696, 697, 699, 701, 702, 703, 704, 705, 706, 707, 708, 709 and 710; with his approval.

HERBERT H. SLATTERY III, Counsel to the Governor

MESSAGE FROM THE SENATE

March 8, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2355; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 8, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2356; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 8, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2370; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 8, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2481; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 8, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2632; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 8, 2012

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 535, 715 and 731; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

ENGROSSED BILLS

March 8, 2012

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill(s) No(s). 59, 2506, 2800, 2830, 2848, 2851, 2858, 3094 and 3632; also House Joint Resolution(s) No(s). 749;

BETTY KAY FRANCIS, Chief Engrossing Clerk

ENROLLED BILLS

March 8, 2012

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 210 and 211; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk

SIGNED

March 8, 2012

The Speaker announced that she had signed the following: House Resolution(s) No(s). 210 and 211.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**REPORT OF CHIEF ENGROSSING CLERK
March 8, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 629, 2414, 2542 and 2833; for his action.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**ENROLLED BILLS
March 8, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolution(s) No(s). 535, 715 and 731; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**SIGNED
March 8, 2012**

The Speaker announced that she had signed the following: House Joint Resolution(s) No(s). 535, 715 and 731.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**ENROLLED BILLS
March 8, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 2326, 2355, 2356, 2370, 2481, 2527, 2534, 2540, 2632 and 3080; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS, Chief Engrossing Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 91

Representatives present were Alexander, Armstrong, Brooks H, Brooks K, Brown, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Tidwell, Tindell, Todd, Towns, Turner J,

Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 91

RECESS MOTION

On motion of Rep. K. Brooks, the House stood in recess until 5:00 p.m., Monday, March 12, 2012.